

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

BRENDAN PICHA and MAX J. HASTINGS,  
individually and on behalf of all others similarly  
situated,

Plaintiffs,

v.

GEMINI TRUST COMPANY, LLC, TYLER  
WINKLEVOSS and CAMERON WINKLEVOSS,

Defendants.

No. 1:22-cv-10922-NRB

Hon. Naomi Reice Buchwald

**[PROPOSED] ORDER APPOINTING LEAD PLAINTIFFS  
AND APPROVING SELECTION OF LEAD COUNSEL**

On this \_\_\_\_ day of \_\_\_\_\_ 2023, the Court considered Brendan Picha, Max J. Hastings, Kyle McKuhen, James Derek Taylor, and Christine Calderwood's Motion for Appointment of Lead Plaintiffs and Approval of Selection of Lead Counsel in the above-captioned action pursuant to the Private Securities Litigation Reform Act of 1995, 15 U.S.C. §§ 77z-1(a)(3)(B)(i), 78u-4(a)(3)(B)(i). Having considered the Motion, and the materials submitted in support thereof, the Motion is **GRANTED**.

**IT IS HEREBY ORDERED THAT:**

1. Brendan Picha, Max J. Hastings, Kyle McKuhen, James Derek Taylor, and Christine Calderwood are appointed lead plaintiffs in the above-captioned action.
2. The Court designates the law firm of Kim & Serritella LLP lead counsel in this action.
3. Lead counsel shall be generally responsible for coordinating activities during pretrial proceedings and shall:

- a. Determine and present (in briefs, oral argument, or other fashion as may be appropriate, personally or by a designee) to the Court and opposing parties, the position of lead plaintiffs and the proposed class on all matters arising during pretrial proceedings;
  - b. Coordinate the conduct of discovery on behalf of lead plaintiffs and the proposed class consistent with the requirements of Rule 26 of the Federal Rules of Civil Procedure, including preparation of interrogatories and requests for production of documents and the examination of witnesses in depositions;
  - c. Conduct settlement negotiations on behalf of lead plaintiffs and the proposed class;
  - d. Enter into stipulations with opposing counsel as necessary for the conduct of the litigation;
  - e. Prepare the case for and conduct trial; and
  - f. Perform such other duties as may be incidental to the proper coordination of pretrial and trial activities or as authorized by future order of the Court.
4. All securities class actions raising similar claims subsequently filed in, or transferred to, the United States District Court for the Southern District of New York shall be consolidated into this action, and this Order shall apply to every such action, absent any further order of the Court.

Dated \_\_\_\_\_, 2023

---

Hon. Naomi Reice Buchwald  
United States District Judge